

EDUCATION DEPARTMENT[281]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 256.7(5), the State Board of Education hereby proposes to amend Chapter 83, "Teacher Quality Program," Iowa Administrative Code.

2008 Iowa Acts, chapter 1181, section 76, amended the definition of "teacher." Item 1 parallels the statutory change.

Item 2 addresses a concern raised to the Department earlier regarding a beginning teacher who possesses an evaluator license and who was evaluating other teachers. While Iowa Code section 284.10 states that preference in enrollment in evaluator training offerings shall be given to administrators, it is possible for teachers to enroll in evaluator training and obtain certification from the Board of Educational Examiners enabling them to evaluate other teachers. The amendment in Item 2 gives more guidance to districts that face this situation.

An agencywide waiver provision is provided in 281—Chapter 4.

Interested individuals may make written comments on the proposed amendments on or before February 3, 2009, at 4:30 p.m. Comments on the proposed amendments should be directed to Carol Greta, Iowa Department of Education, Second Floor, Grimes State Office Building, Des Moines, Iowa 50319-0146; telephone (515)281-8661; E-mail carol.greta@iowa.gov; or fax (515)281-4122.

These amendments are intended to implement 2008 Iowa Acts, chapter 1181, section 76, and Iowa Code chapter 284.

The following amendments are proposed.

ITEM 1. Amend rule **281—83.2(284,284A)**, definition of "Teacher," as follows:

"Teacher" means an individual holding a practitioner's license or a statement of professional recognition issued under Iowa Code chapter 272, who is employed in a nonadministrative position by a school district or area education agency pursuant to a contract issued by a board of directors under Iowa Code section 279.13. A teacher may be employed in both an administrative and a nonadministrative position by a board of directors and shall be considered a part-time teacher for the portion of time that the teacher is employed in a nonadministrative position. ~~"Teacher" includes a licensed individual employed on a less than full time basis by a school district through a contract between the school district and an institution of higher education with a practitioner preparation program in which the licensed teacher is enrolled.~~

ITEM 2. Amend rule 281—83.5(284), introductory paragraph, as follows:

281—83.5(284) Evaluator approval training. The department shall approve eligible providers and their programs to conduct evaluator training. Only individuals certified through programs approved by the department shall qualify for evaluator certification by the board of educational examiners. A beginning teacher who has evaluator certification from the board of educational examiners shall not evaluate other teachers until the beginning teacher is no longer a probationary employee. Approved evaluator training programs shall be designed to align with the Iowa teaching standards and criteria, provide evaluators with the skills to conduct comprehensive evaluations and performance reviews as required by Iowa Code chapter 284, and provide for the evaluation of the progress made on individual professional development plans. This training for evaluators shall incorporate components of theory, demonstration, practice, and application of evaluation knowledge and skills.